

HOUSE BILL 3707

By Brooks K

AN ACT to amend Tennessee Code Annotated, Title 26,  
Chapter 2, Part 3, relative to homestead  
exemptions.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 26-2-301, is amended by deleting subsection (f) in its entirety and by substituting instead the following:

(f)(1) Notwithstanding subsection (a), an individual who has one (1) or more minor children in such individual's custody shall be entitled to a homestead exemption not exceeding twenty-five thousand dollars (\$25,000) upon real property that is owned by the individual and used by the individual as a principal place of residence.

(2) For the purposes of this subsection (f), "individual" means:

(A) The parents of a child jointly if the child's parents are married and living together;

(B) The parent who is designated as the primary residential parent in a residential schedule pursuant to title 36, chapter 6, part 4, if the child's parents are separated or divorced; or

(C) A person who has actual legal custody of the child.

(3) If no person meets the criteria of subdivision (f)(2)(A), (f)(2)(B) or (f)(2)(C), then "individual" means a birth mother whose name appears on the child's birth certificate and with whom the child resides.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.